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May 25, 1993

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BY HAND

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, NW, Room 222
Washington, DC 20554

RECEIVED

MAY 25 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: Comments of DirecTV, Inc.; MM Docket No. 93-25

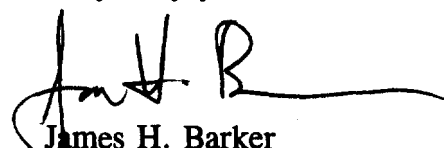
Dear Ms. Searcy:

Enclosed on behalf of DirecTV, Inc. are an original and four copies of DirecTV's Comments in the above-referenced proceeding, along with a Motion to Accept Late Filed Comments and an accompanying Declaration of James H. Barker.

Although DirecTV's comments were timely prepared, production difficulties caused our messenger to arrive at the Office of the Secretary minutes after it had closed. The enclosed comments are the original comments sought to be filed yesterday, and no other comments filed yesterday by parties to this proceeding have been received or reviewed by counsel for DirecTV.

Please call me if you have any questions concerning these comments.

Very truly yours,


James H. Barker
of LATHAM & WATKINS

Enclosures

No. of Copies rec'd
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MAY 25 1993

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)
)
)

Implementation of Section 25)
of the Cable Television Consumer)
Protection and Competition Act of 1992)

Direct Broadcast Satellite)
Public Service Obligations)
)

MM Docket No. 93-25 /

**MOTION TO ACCEPT LATE FILED
COMMENTS IN MM DOCKET NO. 93-25**

DirecTv, Inc. ("DirecTv") respectfully requests that the Commission accept its Comments submitted herewith in response to the Notice of Proposed Rulemaking issued in the above-captioned proceeding. Although DirecTv's Comments were completed in a timely manner, production difficulties caused our messenger to arrive at the Office of the Secretary of the FCC approximately six (6) minutes after the 5:30 p.m. deadline on May 24, 1993.

No comments filed yesterday by any other party to this proceeding have yet been received or reviewed by counsel for DirecTv, and, as indicated in the attached Declaration of James H. Barker, DirecTv is filing the original, timely prepared pleading that was sent with the messenger yesterday. In addition, DirecTv's comments are being filed early in the morning of the first business day after they were due. Accordingly, because there is no possibility that any party will be prejudiced by the Commission's

acceptance of DirecTv's comments, DirecTv respectfully requests that they be made a part of the administrative record in the instant proceeding.

Dated: May 25, 1993

Respectfully submitted,

LATHAM & WATKINS

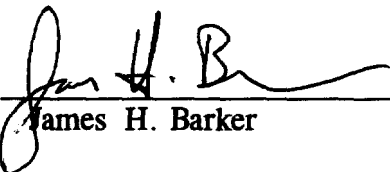
James H. Barker

1001 Pennsylvania Avenue, N.W.

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By:


James H. Barker

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In the Matter of)

Implementation of Section 25)
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Protection and Competition Act of 1992)

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Direct Broadcast Satellite)
Public Service Obligations)

DECLARATION OF JAMES H. BARKER

I, James H. Barker, hereby declare as follows:

1. I am a lawyer with Latham and Watkins, and served a primary role in preparing the Comments of DirecTv, Inc. ("DirecTv") to be filed in connection with the above-captioned proceeding. This declaration is based on personal, first-hand knowledge unless otherwise stated. If called to testify as to the facts set forth herein, I would so testify and am competent to do so.

2. The comments of DirecTv submitted with the attached Motion to Accept Late-Filed Comments in MM Docket No. 93-25 are the original timely-prepared comments that DirecTv attempted to file yesterday with the Federal Communications